



470251

**Thomas Turner**06/07/2002 10:32  
AMTo: Carlton Cuffman/R5/USEPA/US@EPA, RONALD  
MURAWSKI/R5/USEPA/US@EPA

cc:

Subject: Old American Zinc (OAZ) Superfund Site, Fairmont City, IL ·  
Remedial Action (RI/FS) for XTRA Intermodal property · Responses  
of identified parties · communications

Carl and Ron: FYI. I wanted to make certain that all PRPs were on the same page, in terms of our  
OAZ SF Site negotiations. -TomTurner LAN or 6-6613

----- Forwarded by Thomas Turner/R5/USEPA/US on 06/07/02 10:31 AM -----

**Thomas Turner**

06/07/02 08:37 AM

To: MSteinberg@morganlewis.com

cc:

Subject: Old American Zinc (OAZ) Superfund Site, Fairmont City, IL ·  
Remedial Action (RI/FS) for XTRA Intermodal property · Responses  
of identified parties · communications

Dear Mr. Steinberg:

U.S. EPA is in receipt of the May 14 and 24, 2002, initial responses of Blue Tee Corp. and the U.S. Department of Justice-EDS, respectively, in relation to the above referenced Site. I am writing to you because I have conveyed this same message to the attorneys for the above two (2) PRPs at the Site, and I wish to give fair treatment to all parties. U.S. EPA welcomes the responses of the identified PRPs in this matter, and strongly urges all parties to discuss an offer for performance of the RI/FS as outlined in the draft CERCLA Administrative Order by Consent (AOC) and Statement of Work (SOW) mailed to all parties on April 23, 2002. However, U.S. EPA will consider a "good faith" offer from the PRPs to consist of a 'marked up' copy of the aforementioned draft AOC and draft SOW. U.S. EPA should receive these 'marked up' versions from the PRPs by or before June 28, 2002.

U.S. EPA also encourages your client to participate in discussions with the other 2 PRPs (and U.S. EPA) towards an acceptable resolution of this matter, with a commitment to execution of an AOC for RI/FS and recovery of all costs.

If your client has no interest in positive cooperation and involvement in these discussions, please inform me at once. I can be reached at 312/886-6613 or by e-mail or facsimile (312/886-0747).

(N.B. - The parties need produce only one 'marked up' draft AOC and draft SOW for purposes of a showing of good faith intent). -TTurner, U.S. EPA, ORC, R5

Thomas Turner

06/07/2002 01:32  
PM

To: Carlton Cuffman/R5/USEPA/US@EPA, RONALD  
MURAWSKI/R5/USEPA/US@EPA

cc:

Subject: Re: Old American Zinc (OAZ) Superfund Site, Fairmont City, IL -  
Remedial Action (RI/FS) for XTRA Intermodal property - Responses  
of identified parties - communications

FYI

----- Forwarded by Thomas Turner/R5/USEPA/US on 06/07/02 01:31 PM -----



msteinberg@morganl  
ewis.com

06/07/02 01:27 PM

To: Thomas Turner/R5/USEPA/US@EPA

cc:

Subject: Re: Old American Zinc (OAZ) Superfund Site, Fairmont City, IL -  
Remedial Action (RI/FS) for XTRA Intermodal property - Responses  
of identified parties - communications

Hi, Tom. You can expect to receive XTRA's response to the special notice  
letter no later than June 28, 2002. Please feel free to call me if you  
have any questions or concerns. Many thanks!

Michael W. Steinberg  
Morgan, Lewis & Bockius LLP  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
(202) 739-5141  
(202) 739-3001 (E-fax)  
E-mail: msteinberg@morganlewis.com

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